

AGENDA

ASSEMBLY BUDGET SUBCOMMITTEE NO. 5 ON PUBLIC SAFETY

ASSEMBLYMEMBER CRISTINA GARCIA, CHAIR

WEDNESDAY, MAY 26, 2021
9:00 A.M. – STATE CAPITOL, ROOM 437

Due to the ongoing COVID-19 safety considerations, including guidance on physical distancing, seating for this hearing will be very limited for the press and for the public. All are encouraged to watch the hearing from its live stream on the Assembly's website at <https://assembly.ca.gov/todayevents>.

We encourage the public to provide written testimony before the hearing. Please send your written testimony to: BudgetSub5@asm.ca.gov. Please note that any written testimony submitted to the committee is considered public comment and may be read into the record or reprinted.

A moderated telephone line will be available to assist with public participation. The public may provide comment by calling the following toll-free number: 877-692-8957, Access Code: 131 54 37.

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8940 CALIFORNIA MILITARY DEPARTMENT

VOTE-ONLY ISSUE 1: VARIOUS BUDGET PROPOSALS

1. The Governor's Budget requests \$98,000 (\$49,000 General Fund and \$49,000 federal matching funds) for performance criteria of the Sustainable Armory Renovation Program: Santa Rosa project.

(*Administration withdrawn)

Staff Recommendation on Item 1: Reject the Proposal.

Various May Revision Proposals:

2. **Sacramento: Consolidated Headquarters Complex:** The Governor's May Revision proposes \$25.86 million one-time General Fund to supplement the design build phase of the Consolidated Headquarters Complex project.
3. **Los Alamitos Southern Region Emergency Operations Center: Reversion:** The Governor's May Revision requests to revert unexpended balance of acquisition/construction phase due to the discontinuation of the project.
4. **Deferred Maintenance:** The Governor's May Revision proposes \$15 million one-time General Fund for deferred maintenance.

Staff Recommendation for Items 2-4: Approve as Budgeted

5. **Emergency Preparedness and Disaster Response:** The Governor's May Revision proposes \$2.9 million General Fund in 2021-22 and \$2.8 million ongoing thereafter to the Military Department to address the increased magnitude, frequency, and complexity of natural disasters.

Staff Recommendation for Item 5. Reject the 2 proposed positions for the Friendly Force Tracking Program and the associated resources for these positions. Approve the other resources.

Staff Recommendation: Approve the Staff Recommendations for these Items.

8830 CALIFORNIA LAW REVISION COMMISSION

VOTE-ONLY ISSUE 2: COMMITTEE ON REVISION OF THE PENAL CODE

The Governor's Budget requests 3 positions and \$494,000 in reimbursement authority from the Office of the Legislative Counsel in 2021-22 and ongoing for the Committee on Revision of the Penal Code (Committee) to increase its efficiency, productivity, and address increased workload.

Staff Recommendation: Approve as Budgeted.

0250 JUDICIAL BRANCH**0390 JUDGES' RETIREMENT SYSTEM**

VOTE-ONLY ISSUE 3: VARIOUS BUDGET PROPOSALS

- 1. Los Angeles County Master Plan.** The Governor's Budget requests \$2.35 million General Fund to the Judicial Council to complete a study for the Superior Court of Los Angeles to analyze and develop a plan for improving and modernizing Los Angeles County court facilities.
- 2. Shasta County Superior Court Security—**The Governor's Budget requests \$330,000 one-time to support trial court security costs for a new courthouse scheduled to open in January 2022 in Shasta County. Additionally, it is requested that provisional language be added to Item 0250-101-0932 providing that, in the event the courthouse opening is delayed, funding shall be proportionally reduced based on the month the courthouse begins operations.
- 3. May Revision Infrastructure Package—** The Governor's May Revision proposes one-time deferred maintenance of \$158 million.
- 4. Monterey County—New Fort Ord Courthouse:** The Governor's May Revision proposes \$38.72 million for acquisition and performance criteria phases.
- 5. San Bernardino County—Juvenile Dependency Courthouse Addition and Renovation:** The Governor's May Revision proposes \$901,000 for acquisition and preliminary plans.
- 6. Butte County Juvenile Hall Addition and Renovation:** The Governor's May Revision proposes \$604,000 for preliminary plans and working drawings.
- 7. Early Disposition Program:** The Governor's May Revision proposes \$30 million one time for courts to participate in voluntary program which will provide funding to Chief Justice's Temporary Assigned Judges Program.

- 8. Chapter 957 Statutes of 1996 (AB 1058) Reimbursement Authority:** The Governor's May Revision increases reimbursement authority by \$5 million to enable Judicial Council to receive additional resources from the Dept. of Child Support Services' contract for the Child Support Commissioner and Family Law Program.
- 9. Mendocino County—New Ukiah Courthouse.** The Governor's Budget requests \$3.33 million General Fund to the Judicial Council for the Performance Criteria phase of the Mendocino County—New Ukiah Courthouse resulting in a new 7 courtroom courthouse in Ukiah. The estimated total project cost is \$118.13 million.
- 10. Trial Court Benefit Adjustment.** The Governor's May Revision requests a reduction of \$7.82 million ongoing to reflect the updated health benefit and retirement rate changes for trial court employees.
- 11. Judges Retirement System.** The Governor's May Revision request a net reduction of \$567,000 ongoing to comply with the statutory requirement pursuant to Government Code 75600.5.
- 12. Ongoing support for the Judicial Branch.** The Governor's Budget requests that the following items be amended by the amounts indicated below for ongoing support for the Judicial Branch.
- Item 0250-001-0001 be increased by \$23,064,000
 - Item 0250-101-0001 be increased by \$1,317,000
 - Item 0250-101-0932 be increased by \$167,831,000
 - Item 0250-102-0159 be increased by \$7,788,000
 - Item 0250-111-0001 be increased by \$167,831,000
 - Item 0250-112-0001 be increased by \$7,788,000
- 13. Design Build Authority trailer bill language.** The Governor's May Revision proposes trailer bill language to allow the Judicial Council to utilize the design build authority on new capital outlay projects.

Staff Recommendation: Approve as Budgeted and Adopt Placeholder TBL for Item 13.

VOTE-ONLY ISSUE 4: SELF HELP CENTERS

The Governor's Budget requests \$19.1 million ongoing General Fund to the Judicial Council to allow California's trial courts to maintain self-help services for unrepresented litigants. The Judicial Council submitted an incomplete cost-benefit analysis of self-help centers as required by the 2018 Budget Act.

Staff Recommendation: Approve three years of funding at \$19.1 million General fund each year and adopt provisional budget bill language directing the Judicial Council to complete the cost benefit analysis required in the 2018 Budget Act on or before January 1, 2022.

Staff Recommendation: Adopt the Staff Recommendation.

VOTE-ONLY ISSUE 5: PROVISIONAL LANGUAGE AND TRAILER BILL PROPOSALS

Provisional Language for Augmentation Authority for Court Backlogs. The Governor's May Revision proposes provisional language to augment up to \$60 million General Fund to address trial court backlogs in civil and criminal cases without legislative approval.

Remote Civil Proceedings Trailer Bill language. The Governor's Budget proposes trailer bill language to allow for remote proceedings in all civil actions, including trials and evidentiary hearings.

Staff Recommendation: Reject these Proposals.

0820 DEPARTMENT OF JUSTICE

VOTE-ONLY ISSUE 6: AB 1506 OFFICER INVOLVED SHOOTINGS

AB 1506 additional resources: Increases the Jan 10 proposal by \$2.26 million for a total of \$15.3 million and \$15.6 million ongoing; adds another investigative team for a total of 4 teams; also includes provisional language that allows the Department of Finance to provide additional funding for this item without legislative approval.

Staff Recommendation: Approve the budgeted resources but reject the proposed provisional language allowing Department of Finance to provide additional funding to the DOJ.

VOTE-ONLY ISSUE 7: FIREARMS: UNSAFE HANDGUNS

Firearms Unsafe Handguns (AB 2699). \$982,000 in 2021-22, \$912,000 in 2022-23, \$2.88 million in 2023-24, \$2.98 million in 2024-25, \$1.93 million in 2025-26, and \$778,000 ongoing thereafter to gather info about unsafe firearms transactions involving peace officers and develop/upgrade info technology infrastructure.

LAO Recommendation. Approve the proposal but shift 60% of the requested funding to come out of the Dealer's Record of Sale Special Account (DROS). Approximately 40% of the impacted entities are law enforcement entities that generally do not pay a DROS fee.

Staff Recommendation: Adopt the LAO recommendation.

VOTE-ONLY ISSUE 8: HEALTHCARE RIGHTS AND ACCESS WORKLOAD

The Governor's Budget requests 10 positions and \$2.1 million Public Rights Law Enforcement Special Fund in 2021-22 and ongoing to the DOJ to address the workload related to healthcare rights and access. The 2020 Budget Act included 27 positions and \$6.6 million of ongoing funding for this purpose.

Staff Recommendation: Reject the Proposal.

VOTE-ONLY ISSUE 9: VARIOUS BUDGET PROPOSALS

- 1. DNA Identification Fund Backfill.** The Governor's budget proposes \$16 million to backfill a projected decline in criminal fine and fee revenue in the DNA Identification Fund in order to maintain existing service levels in the budget year. Specifically, the budget proposes: (1) a \$6 million ongoing General Fund augmentation in 2021-22 (increasing to \$18.3 million annually beginning in 2022-23); and, (2) an ongoing redirection of \$10 million General Fund from the California Justice Information Services Division (CJIS).

Staff Recommendation on Item 1: Approve the requested backfill for one year and adopt supplemental reporting language directing the Department of Justice to present alternative ways to fund the Bureau of Forensic Science by March 10, 2022.

- 2. Bureau of Gambling Control Licensing Positions and Support.** The Governor's Budget requests \$3.4 million Gambling Control fund in 2021-22 and ongoing to process California Cardroom and Third-Party Providers of Proposition Player Services license applications. Specifically, this funding would (1) make permanent 20 existing positions currently supported by temporary funding and (2) add 6 new clerical support positions.

Staff Recommendation on Item 2. Approve funding and positions on a two-year limited basis.

- 3. Medi-Cal Fraud and Elder Abuse Workload.** The Governor's Budget requests \$10.5 million Federal Trust Fund and \$3.5 million False Claims Act Fund to allow full expenditure of a reoccurring federal grant which supports its current operations of eight regional offices.

Staff Recommendation on Item 3. Approve as Budgeted.

- 4. Northern Region: Consolidated Forensic Science Laboratory Campus.** The Governor's Budget requests \$6.54 million General Fund to the DOJ to support the performance criteria phase of a consolidated forensic laboratory and office space in the Sacramento region for the Bureau of Forensic Services (BFS). This request reflects a consolidated campus to house the BFS's Richmond DNA Laboratory, Sacramento Regional Crime Laboratory, California Criminalistics Institute (CCI), and Headquarters staff. The estimated total project costs are \$434.58 million.

Staff Recommendation on Item 4. Reject the Proposal.

Staff Recommendation: Adopt the Staff Recommendations for these items.

5227 BOARD OF STATE AND COMMUNITY CORRECTIONS

VOTE-ONLY ISSUE 10: VARIOUS BUDGET PROPOSALS

- 1. Strengthening Jail Oversight.** The Governor's Budget requests \$3.1 million General Fund and 14 positions ongoing to the Board of State and Community Corrections for the oversight of county jails. This proposal also includes proposed trailer bill language to allow authorized BSCC staff to enter a local detention facility without advance notice to conduct inspections.

Staff Recommendation for Item 1. Reject the 14 positions and \$2.9 million in associated funding. Approve the remaining \$150,000 in ongoing funding to support electronic data entry and adopt placeholder trailer bill language authorizing unannounced inspections.

- 2. California Community Corrections Performance Incentive Act of 2009 (SB 678).** The Governor's Budget requests \$10.3 million, bringing the total of SB 678 grant awards to \$123 million in 2021-22 and ongoing related to a proposed modification to the grant program created by Chapter 608, Statutes of 2009 (SB 678).

Staff Recommendation for Item 2. Reject the proposal and instead approve the proposed funding for one year and adopt placeholder trailer bill language to make temporary modifications to SB 678 which will sunset after one year.

- 3. Post Release Community Supervision Population:** The Governor's May Revision proposes an increase of \$4.04 million to adjust the amount provided to county probation to supervise people on Post Release Community Supervision.

Staff Recommendation for Item 3: Approve as Budgeted.

- 4. Reduction of County Jail Construction Authority:** The Governor's May Revision proposes trailer bill language to decrease lease revenue authority for county jail programs by \$229.06 million resulting from award relinquishments and un-awarded funds for the construction of local criminal justice facilities.

Staff Recommendation for Item 4: Adopt placeholder trailer bill to decrease the lease revenue authority for county jail programs by \$229.06 million.

- 5. CalVIP:** The Governor's May Revision proposes \$200 million over three years for the California Violence Intervention and Prevention Program in the following manner: \$67 million in 2021-22 and 2022-23 and \$66 million in 2023-24.

Staff Recommendation for Item 5: Approve as Budgeted.

Staff Recommendation: Adopt the Staff Recommendations for these items.

0530 HEALTH AND HUMAN SERVICES AGENCY

VOTE-ONLY ISSUE 11: OFFICE OF YOUTH AND COMMUNITY RESTORATION

The Governor's Budget May Revision proposes \$7.6 million and 33 positions in 2021-22 and \$7.4 million ongoing thereafter to establish the Office of Youth and Community Restoration.

Staff Recommendation: Approve a total of \$30 million ongoing General Fund to establish the Office of Youth and Community Restoration (OYCR), adopt provisional budget bill language, and adopt placeholder trailer bill language to clarify OYCR's functions.

Staff Recommendation: Adopt the Staff Recommendation.

5225 CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION
0552 OFFICE OF INSPECTOR GENERAL

VOTE-ONLY ISSUE 12: PROPOSALS RELATED TO POPULATION ADJUSTMENTS

Population Adjustments: CDCR estimates average daily population (ADP) will be 106,259 which is 10,935 more than Jan 10 estimates. ADP for parolees will be 48,269, 2,345 more than Jan 10 estimates. DJJ ADP will be 613 youth, 116 fewer than Jan 10 estimates.

LAO Recommendation. The Administration's population projections do not take into account the time incarcerated individuals have been serving on their prison sentences while in county jail awaiting transfer to state prison, resulting in an overestimation of projections and requested resources. As such, staff recommends approving the requested resources based on the population projections provided in the Governor's May Revision and adopting provisional budget bill language specifying that CDCR shall revert to the General Fund any funding it received associated with incarcerated individuals it did not serve in 2021-22.

Backfilling Redirected Mental Health Funding. The Governor's May Revision redirects \$49.3 million in 200-21 and \$40.9 million in 2021-22 and ongoing from eliminated civil service positions. Approximately \$11 million is proposed for use for psychiatry registry services and the remaining amount has been redirected to other purposes within the mental health program but CDCR has not provided additional information regarding these purposes.

LAO Recommendation. Approve \$11 million on a limited term basis through 2021-22 to cover the funding shortfall for psychiatry registry services and reject the remaining funds.

Staff Recommendation: Adopt the LAO Recommendations for these two items.

VOTE-ONLY ISSUE 13: STAFF COMPLAINT PROCESS AND OTHER ASSOCIATED PROPOSALS

1. Statewide Implementation of Fixed Video Surveillance. \$37.6 million General Fund and 7 positions in 2021-22, \$93.7 million and 22 positions in 2022-23, \$95.4 million and 34 positions in 2023-24, and \$11.1 million in 2024-25 and ongoing to install and operate fixed cameras at 24 prisons.

Staff Recommendation on Item 1. Approve only \$37.6 million and 7 positions in 2021-22, and \$1.9 million ongoing to install cameras at Salinas Valley State Prison, Mule Creek State Prison, California State Prison Sacramento, and California Correction Institution in Tehachapi.

2. Various Armstrong Court Compliance Proposals

January 10 Proposal: Armstrong Court Compliance Proposal. CDCR requests \$13.5 million General Fund and 22.8 positions in 2020-21, \$10.1 million General Fund and 34.9 positions in 2021-22, and \$7.0 million and 34.9 positions in 2022-23 and ongoing to deploy the Audio Video Surveillance System (AVSS) and body-worn cameras at RJ Donovan, AVSS at CA State Prison, Los Angeles, and other requirements to comply with *Armstrong v. Newsom*.

May Revision Proposal. Armstrong Court Compliance Continuation. \$80.5 million General Fund and 152.1 positions in 2021-22 and \$28 million ongoing to deploy AVSS and body worn cameras at CA State Prison Los Angeles, Corcoran, Substance Abuse Treatment Facility, CA Institution for Women, and Kern Valley State Prison and expand the Allegation Inquiry Management Section.

Statewide Process of Use of Force and Prison Rape Elimination Act Allegations. \$7.9 million General Fund and 40 positions in 2021-22 and ongoing to expand the Office of Internal Affairs regional investigation process to include all allegations associated with potential employee violations of use of force and PREA.

Staff Recommendation for proposals in Item 2: Reduce the requested funding by \$9.8 million General Fund and 47 positions in 2021-22 and ongoing and approve the following for these proposals:

2021-22	2022-23 and ongoing
\$88.7 million	\$43 million
180 positions	180 positions

3. Oversight of Staff Complaint Process

Staff Recommendation for Item 3: Approve \$15 million General Fund in 2021-22 and ongoing thereafter to the Office of Inspector General (OIG) to perform investigations and provide increased oversight of CDCR’s staff complaint process and adopt placeholder trailer bill language to restore the investigative authority of the OIG and clarify the oversight duties related to CDCR’s staff complaint process.

Staff Recommendation: Adopt the Staff Recommendations for these items.

VOTE-ONLY ISSUE 14: VARIOUS JANUARY BUDGET PROPOSALS

- 1. Correctional Officer Training Expansion and Job-Shadowing Program.** CDCR requests \$21.2 million General Fund and 59 positions in 2021-22, \$17.6 million in 2022-23, \$24.5 million in 2023-24, and \$16.1 million in 2024-25 and ongoing for departmental training of institution-based custody staff. This proposal also includes proposed trailer bill language.

Staff Recommendation on Item 1: Reject 16 of the 33 proposed prison based sergeant positions and the associated funding (estimated at \$2.7 million), reduce the funding for new officer pay by \$1.4 million to accurately reflect the new number of correctional officers CDCR requires in 2021-22, and adopt placeholder trailer bill language to adjust the funding for new officer training annually. Approve the remaining resources and positions.

- 2. Technology for Inmates.** CDCR requests \$23.2 million and 43.0 positions in 2021-22, and \$18.4 million and 38.0 positions in 2022-23 and ongoing to create a cloud network for rehabilitative programming support and deploy approximately 37,000 Thin Client laptops.

Staff Recommendation on Item 2: Approve as Budgeted.

- 3. Transgender Inmate Housing and Search Preferences (SB 132).** The Governor's Budget requests \$2.8 million General Fund and 5.5 positions in 2021-22, \$1.8 million General Fund in 2022-23, and \$1.2 million General Fund in 2023-24 and ongoing to implement Senate Bill 132.

Staff Recommendation on Item 3: Approve one-time \$365,600 General Fund for automation purposes. Specifically, approve \$200,000 for CCHCS Electronic Records Management Systems and \$165,600 General Fund for Parole Violation Disposition Tracking System, Law Enforcement Automated Data System, Virtual Integrated Mobile Office, Disability and Effective Communications System. Reject other proposed resources.

- 4. COVID-19 Workers' Compensation (SB 1159):** CDCR requests \$51 million General Fund in 2021-22, \$59.9 million General Fund in 2022-23, \$68.7 million General Fund in 2023-24, and \$77.6 million General Fund in 2024-25 and 27.0 four year limited-term positions for workers' compensation costs related to COVID-19. This request also includes Budget Bill Language to provide augmentation and reversion authority related to costs associated with SB 1159.
- 5. Increased Healthy Menu Options:** The Governor's Budget requests to increase the statewide feeding rate by \$0.22, per incarcerated person per day for food and supplies to update the food menu to provide healthy food options consistent with the *2015-2020 Dietary Guidelines for Americans*. Funding for this proposal would be made through the standard unallocated population adjustment, which is currently estimated at approximately \$7.5 million annually (based on an institution only population of 93,662). CDCR would redirect \$11.6 million in vacancy savings from plant operations positions in the budget year to fully cover

the actual cost of inmate meals—\$3.74 per prisoner, per day. A total of \$20 million is being redirected in the current year.

Staff Recommendation on Items 4 and 5: Approve as Budgeted.

6. Warm Shut Down. The Governor’s Budget includes \$1.6 million General Fund and 9.3 positions in 2021-22 and \$2.2 million and 12 positions in 2022-23 and ongoing to provide for the warm shutdown of DVI.

Staff Recommendation on Item 6: Approve 5 positions and associated funding in 2021-22 and ongoing only. This would reduce the requested resources by \$640,000 and 5.4 positions in 2021-22 and \$830,000 and 7 positions in 2022-23.

Staff Recommendation: Adopt Staff Recommendations on these items.

VOTE-ONLY ISSUE 15: VARIOUS CAPITAL OUTLAY PROPOSALS

1. Health Care Facility Improvement Projects: Lease Revenue Bonds to General Fund: The Governor’s May Revision proposes \$115.7 million in General Fund for remaining HCFIP projects instead of using existing lease revenue bond (LRB) authority; withdraws April spring finance letter asking for \$43.23 million LRB authority and replaces it with this proposal.

2. Medication Distribution Improvements Phase II Reappropriation: The Governor’s May Revision reappropriates \$30.1 million for 13 medication distribution projects.

Staff Recommendation for Items 1-2. Approve the requested resources and adopt provisional budget bill language and placeholder trailer bill language to restrict any expenditures of these resources on prisons that are strong candidates for closure.

3. One time deferred maintenance allocation: The Governor’s May Revision proposes \$50 million General fund for deferred maintenance, in addition to the \$50 million proposed in the Governor’s January 10 Budget for a total of \$100 million.

Staff Recommendation for Item 3: Approve the proposed funding for deferred maintenance contingent upon the adoption of trailer bill in the final budget agreement requiring CDCR to create and adopt a long term prison infrastructure investment plan and prison closure plan. Adopt placeholder trailer bill language.

4. Health Care Facility Repairs at the California Rehabilitation Center (CRC). The Governor’s Budget requests \$6.8 million for facility repairs at CRC which is projected to be completed by fall of 2023.

Staff Recommendation for Item 4. Reject this proposal.

5. **CA Health Care Facility, Stockton: Facility B Individual Exercise Yards:** The Governor's May Revision proposes \$537,000 for preliminary plans/working drawings for 10 individual exercise yards.
6. **CA Institution for Men 50 bed mental health crisis facility reappropriation:** The Governor's May Revision reappropriates \$91.03 million Public Buildings Construction Fund for the construction phase delayed due to recent CEQA litigation.
7. **CA State Prison, Los Angeles: Medication Preparation Room Unit D5:** The Governor's Budget requests \$328,000 General Fund for Working Drawings for the Medication Preparation Room Unit D5 at California State Prison, Los Angeles.
8. **Substance Abuse Treatment Facility and Corcoran: Air Cooling Facility F/G:** The Governor's Budget requests \$2.7 million General Fund for Preliminary Plans and Working Drawings for the California Substance Abuse Treatment Center and Corcoran State Prison: Air Cooling Facility F and G.
9. **Calipatria State Prison: Health Care Facility Improvement Program (HCFIP)—Phase II:** The Governor's Budget requests \$4.15 million General Fund (total estimated project cost is \$22.19 million) in additional funding for construction of the HCFIP project at Calipatria.
10. **Roof Replacement Design and Construction:** The Governor's Budget requests \$1 million General Fund in 2021-22 for the design phase and \$32.6 million General Fund in 2022-23 for the construction phase of roof replacements at California State Prison, Los Angeles.
11. **AB 900 General Fund Appropriation:** The Governor's Budget requests a reappropriation of \$6 million General Fund for CDCR's Health Care Facility Improvement Projects to ensure the balance of this appropriation remains available for encumbrance or expenditure until June 30, 2022 for completion of these projects.
12. **Statewide: Minor Capital Outlay Program:** The Governor's Budget requests \$1.52 million General Fund to CDCR for the design and construction of minor capital outlay improvements at the California Health Care Facility (CHCF).
13. **California Institution for Men, Chino: Air Cooling Facility A:** The Governor's Budget requests \$13.89 million General Fund to fund the construction phase of the installation of air cooling systems at the California Institution for Men.
14. **Chuckawalla Valley State Prison: New Potable Water Wells:** The Governor's Budget requests \$821,000 for two new ground water wells to supply potable water. The total project cost is \$11.43 million.
15. **Ironwood State Prison: Heating Ventilation, and Air Conditioning Supplemental Appropriation:** The Governor's budget requests supplemental funding of \$11.49 million lease revenue to complete the construction of a new central chiller water plant as well as

replacement of existing air handling units and improvements to existing roofs, fire dampers, and smoke evacuation systems. The total estimated project cost is \$187.42 million.

Staff Recommendation on Items 5-15: Approve as Budgeted.

Staff Recommendation: Adopt the Staff Recommendations for these items.

VOTE-ONLY ISSUE 16: VARIOUS MAY REVISION NON-CAPITAL OUTLAY PROPOSALS

The Governor's May Revision includes the following proposals:

1. **Closure of Deuel Vocational Institution (Update):** reduction of \$4.5 million, 32.7 positions in 2020-21, \$5.4 million, 37.1 positions in 2021-22 and increase of \$350,000, .9 positions in 2022-23 and ongoing and proposed trailer bill language.

January 10 proposal. The Governor's Budget requests a reduction of \$95.4 million and 660.9 positions General Fund and \$390,000 and 4.6 positions Inmate Welfare Fund in 2021-22 and \$126.4 million and 871.6 positions General Fund and \$517,000 and 6 positions Inmate Welfare Fund in 2022-23 and ongoing to reflect the closure of Deuel Vocational Institution (DVI). In addition, savings associated with the incarcerated population are captured within the standard adjustments totaling \$18.2 million and 73.5 positions General Fund and \$370,000 Inmate Welfare Fund in 2021-22 and \$24.2 million and 98.1 positions General Fund and \$494,000 Inmate Welfare Fund in 2022-23 and ongoing. In total, the closure will result in a reduction of \$113.6 million and 739.0 positions General Fund and \$760,000 and 4.6 positions Inmate Welfare Fund in 2021-22 and \$150.6 million and 969.7 positions General Fund and \$1 million and 6 positions Inmate Welfare Fund in 2022-23 and ongoing. This request assumes savings effective October 1, 2021.

2. **Expansion of Victims Support Services:** \$1.35 million, 10 positions ongoing to provide additional support to victims in parole hearings.
3. **Discrimination Complaint Tracking:** \$815,000, 6 positions ongoing to expand process of centralizing equal opportunity complaint process.
4. **Inmate Visitation Expansion to Three Days:** \$20.3 million ongoing to add a third day of in-person visitation on Fridays at all prisons; includes free transportation on select days during the year via chartered busses.
5. **Statewide Tele-psychiatry Program Supervision:** \$3.7 million, 9 positions ongoing for dedicated tele-psychiatry management and supervisory oversight.

Staff Recommendation on Items 1-5: Approve as budgeted and adopt placeholder trailer bill for item 1.

6. **Psychiatric Inpatient Program Standardization and Integration:** \$37.7 million in 2021-22 and \$35.9 million ongoing and 261.4 positions to standardize staffing across all Psychiatric Inpatient Program facilities.
7. **Replacement of Dayroom and Common Area Furniture:** \$34.78 million to replace stainless steel dayroom furniture with new more comfortable furniture for positive programming.

Staff Recommendation on Items 6 and 7: Reject these proposals.

8. **Reentry Facility Criteria Statutory Changes:** Expands eligibility for CDCR Community Reentry Programs for incarcerated people.
9. **Pine Grove Statutory Changes:** Allows courts to assign justice involved youth to Pine Grove without committing them to the Division of Juvenile Justice.
10. **CA Sex Offender Management Board Expansion and Juvenile Sex Offender Treatment Certification Statutory Changes:** Increases the expertise related to treatment of juvenile sex offenders by expanding the membership and creating a certification process for service providers treating youth who have committed a sex related offense.

Staff Recommendation on items 8-10: Adopt placeholder trailer bill language on these items.

Staff Recommendation: Adopt the Staff Recommendations for these items.

VOTE-ONLY ISSUE 17: VALLEY STATE PRISON ENHANCEMENTS

The Governor's May Revision requests \$13.7 million General Fund and 9.8 positions in 2021-22, \$3.4 million in 2022-23, and \$3 million ongoing to expand programming/facility improvements in VSP, guided by Norway Model, including two new modular buildings, two new BA degree programs (one in general ED, one in STEM), new vocational/career technical training, and additional laptops; \$2 million ongoing for Youth Rehabilitative Offender Community.

Staff Recommendation: Reject the proposed 4.8 correctional officer positions and associated funding with these positions and approve remaining resources.

0690 OFFICE OF EMERGENCY SERVICES

VOTE-ONLY ISSUE 18: ELIMINATION OF VOLUNTARY CONTRIBUTIONS

The Governor's Budget requests a reduction of budget authority as a conforming action to the removal of the California Sexual Violence Victim Services Fund (Fund 8093) and California Domestic Violence Victims Fund (Fund 8104) from the state tax forms and no longer receive revenue because they did not meet the minimum contribution threshold. The sections of the Revenue and Taxation Code authorizing these funds have since become inoperative and have been repealed, in accordance with statute.

Staff Recommendation: Approve as Budgeted.

VOTE-ONLY ISSUE 19: VARIOUS MAY REVISION PROPOSALS

The Governor's May Revision included the following proposals:

1. **Nonprofit Security Grant Program**--\$50 million one time for non-profit programs that are targets of hate-motivated violence and hate crimes.
2. **Southern Region: Emergency Operations Center**—Acquisition: \$26.49 million one-time General Fund for the acquisition phase to serve as the new Regional Emergency Operations Center for OES.
3. **Southern Regional Emergency Operations Center**: \$7.73 million General Fund for the lease, tenant improvements, and moving costs associated with a temporary facility while a new operations center facility is constructed.
4. **Volunteer and Donation Management Planning Guidance** (AB 2213): \$348,000 General Fund to implement the provisions of this bill.

Staff Recommendation on Items 1-4: Approve as Budgeted

5. **California Disaster Assistance Act Adjustment**: The annual baseline for CDAA Funding is \$62,614,000. Jan 10 projections, including COVID-19, were \$256.1 million. In May Revision, COVID-19 estimate of \$119.75 was eliminated since the federal government is covering and an additional \$26.28 million was added for other disasters like the 2020 wildfires. Although the May Revision decrease is \$93.47 million compared to Jan 10, the overall increase for above the CDAA baseline is \$100 million for a total CDAA appropriation request of \$162.62 million.

Staff Recommendation on Item 5: Approved the resources and adopt provisional budget bill language requiring reporting.

6. Prepare California: Building Resilient Communities: The Governor’s May Revision proposes \$250 million one-time for new “Prepare California” Initiative modeled after a federal community hardening and resiliency program and that pays all or part of local government’s cost share for participation in the federal hazard mitigation program. The proposal is structured to target disadvantaged communities.

Staff Recommendation on Item 6: Approve only \$100 million one-time to cover the local share of the Hazard Mitigation Grant Program for disadvantaged communities, as well as outreach and technical assistance costs for OES to identify and provide support, including applications support, for disadvantaged communities.

7. Long Term Recovery Support: \$37.818 million ongoing (\$22.128 million Federal Fund and \$15.69 million General Fund) to support workload associated with long term recovery efforts. This included permanent funding to support 104 permanent positions provided in the 2018 Budget Act with three year funding and 110 new positions.

8. Strengthening CA’s Emergency Capacity and Capabilities: \$60.6 million General Fund and 114 positions to: (1) establish a permanent State Operations Center Team, (2) establish a new Office of Equity and an ongoing \$25 million grant program for LISTOS, (3) enhance state capabilities to recover federal funds for disasters; and, (4) modernize technology and data analytics capabilities.

Staff Recommendation on Items 7 and 8: Approve the funding and positions requested and:

- 1) Adopt provisional budget bill language that requires the Office of Equity to develop and adopt equity plans that include a strategic plan with policy and inclusive practice recommendations, guidelines, goals, and benchmarks to reduce racial, socio-economic, and language inequities within OES as well as its community outreach, and require OES to post these equity plans on its website;
- 2) Adopt provisional budget bill language that establishes a Listos Advisory Committee with legislative appointees, which shall (1) develop guidelines for the Listos grant program and establish desired outcomes, and (2) select the grantees based on the guidelines it develops; and,
- 3) Adopt provisional budget bill language that requires OES to submit a report to the Legislature on the Listos grant program, and that the Legislature shall re-evaluate these resources after the 2021-22 fiscal year.

9. Homeland Security Grant Program. The Office of Emergency Services is requesting expenditure authority of \$300 million in federal funds for homeland security grant programs.

Staff Recommendation: Adopt provisional budget bill language to require reporting on the homeland security grants administered by OES.

Staff Recommendation: Adopt the Staff Recommendations for these items.

VARIOUS LEGISLATIVE PRIORITIES

VOTE-ONLY ISSUE 20: LEGISLATIVE PRIORITIES**1. Oversight of State Funding to California District Attorneys Association**

Staff Recommendation on Item 1: Adopt placeholder trailer bill language to increase accountability over various sources of state funding that currently flow to and through the California District Attorneys Association.

2. Supporting Survivors of Crime and Vulnerable Youth

The Legislature is considering various budget proposals related to services, prevention, and other support programs for survivors of crime, including human trafficking and sexual assault. In addition, the Legislature is considering various budget proposals to support homeless youth.

3. Courts, Court Users, and Access to Justice

The Legislature is considering various budget proposals related to improving court services, enhancing access to justice for court users, dependency counsel, reducing court related debt, pre-trial services and supporting indigent clients.

4. Recidivism Reduction Strategies

The Legislature is considering various budget proposals related to recidivism reduction strategies including improving family connection opportunities in CDCR, removing barriers to housing and employment for justice system involved individuals, and support for district attorneys and public defenders for resentencing.

5. Strengthening Disaster Relief and Response, Public Safety Infrastructure

The Legislature is considering various budget proposals related to supporting local jurisdictions in their ongoing efforts to strengthen their local disaster relief and response efforts, and public safety infrastructure.

Staff Recommendations on Items 2-5: Hold Open.

Staff Recommendation: Adopt the Staff Recommendations for these Items.

This agenda and other publications are available on the Assembly Budget Committee's website at: <https://abgt.assembly.ca.gov/sub5hearingagendas>. You may contact the Committee at (916) 319-2099. This agenda was prepared by Jennifer Kim.